

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES**

### **62nd LEGISLATURE - REGULAR SESSION**

### **COMMITTEE ON TRANSPORTATION**

**Call to Order:** Chairman Gordon Vance, on January 10, 2011 at 3:00 PM, in Room 455 Capitol

### **ROLL CALL**

**Members Present:**

Rep. Gordon Vance, Chairman (R)  
Rep. Lee Randall, Vice Chairman (R)  
Rep. Elsie Arntzen (R)  
Rep. Tom Berry (R)  
Rep. Edward Greef (R)  
Rep. Krayton Kerns (R)  
Rep. Steve Lavin (R)  
Rep. Jerry O'Neil (R)  
Rep. Matthew M. Rosendale Sr (R)  
Rep. Diane Sands (D)  
Rep. Carolyn Squires (D)  
Rep. Kathy Swanson (D)

**Members Excused:** Rep. Frank Smith (D)

**Members Absent:** None

**Staff Present:** Stephanie Fletcher, Committee Secretary  
Megan Moore, Legislative Branch

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Hearing & Date Posted: HB 31, 1/10/2011; HB 55, 1/10/2011; HB 60, 1/10/2011, HB 158, 01/10/2011

Executive Action: HB 31  
HB 60

00:00:50 Chairman Gordon Vance  
00:01:27 Rep. Ken Peterson  
00:02:05 Chairman Vance  
00:03:31 Beth Berneman  
00:03:45 Chairman Vance

**HEARING ON HB 31**

**Opening Statement by Sponsor:**

00:03:47 Rep. Ken Peterson (R), HD 46, opened the hearing on HB 31, Prevent providing vehicle to person who does not have driver's license.

**Proponents' Testimony:** None

**Opponents' Testimony:**

00:03:53 Beth Brenneman, Attorney for Disability Rights Montana

**EXECUTIVE ACTION ON HB 31**

**Motion/Vote:** Rep. Vance moved that **HB 31 BE TABLED**. Motion carried unanimously by voice vote. Rep. Smith was excused and did not vote.

**HEARING ON HB 158**

**Opening Statement by Sponsor:**

00:04:51 Rep. Ken Peterson (R), HD 46, opened the hearing on HB 158, Allow certain physicians in emergency situations to use blinker or red light.

**Proponents' Testimony:**

00:07:18 Doctor Adam Childers, MD

**Opponents' Testimony:** None

**Informational Testimony:**

00:12:30 Chairman Vance  
00:12:55 Butch Husebey, Montana Highway Patrol (MHP)

**EXHIBIT(trh07a01)**

00:16:03 Rep. Sands  
00:16:27 Dr. Childers

**Questions from Committee Members and Responses:**

00:18:58 Rep. Arntzen  
00:17:24 Rep. Sands  
00:17:46 Rep. Arntzen  
00:18:36 Rep. Peterson  
00:19:39 Rep. Arntzen

00:19:50 Rep. Peterson  
 00:20:29 Rep. Arntzen  
 00:20:46 Rep. Peterson  
 00:22:01 Rep. Tom Berry  
 00:22:28 Rep. Peterson  
 00:22:44 Rep. Squires  
 00:23:41 Dr. Childers  
 00:24:27 Rep. Squires  
 00:25:32 Butch Husebey, MHP  
 00:26:53 Rep. Squires  
 00:27:34 Rep. Peterson  
 00:29:18 Rep. Squires  
 00:29:38 Rep. Lavin  
 00:30:35 Rep. Peterson  
 00:31:16 Dr. Childers  
 00:32:02 Rep. Lavin  
 00:33:51 Dr. Childers  
 00:34:31 Chairman Vance  
 00:34:55 Rep. Peterson

**Closing by Sponsor:**

00:35:34 Rep. Peterson

**HEARING ON HB 55**

**Opening Statement by Sponsor:**

00:37:42 Rep. Galen Hollenbaugh (D), HD 81, opened the hearing on HB 55, Clarify penalty for speed zone violations.

**Proponents' Testimony:**

00:38:43 Kelley Hubbard, Department of Justice (DOJ)  
 00:40:56 Colonel Mike Tooley, Montana Highway Patrol (MHP)

[EXHIBIT\(trh07a02\)](#)

**Opponents' Testimony:**

00:42:25 Mark Prichard, Self

[EXHIBIT\(trh07a03\)](#)

[EXHIBIT\(trh07a04\)](#)

[EXHIBIT\(trh07a05\)](#)

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:48:43 Rep. Jerry O'Neil  
 00:49:10 Col. Tooley  
 00:49:42 Rep. O'Neil  
 00:50:11 Col. Tooley  
 00:51:30 Chairman Vance  
 00:51:37 Rep. Lee Randall  
 00:52:07 Col. Tooley

00:53:38 Chairman Vance  
00:53:52 Rep. Randall  
00:54:01 Mark Prichard  
00:56:20 Chairman Vance

**Closing by Sponsor:**

00:56:33 Rep. Hollenbaugh

**HEARING ON HB 60**

**Opening Statement by Sponsor:**

00:58:17 Rep. Gary MacLaren (R), HD 89, opened the hearing on HB 60, Revise laws related to the supervisor of motor carriers.

**Proponents' Testimony:**

00:59:05 Kate Whitney, Public Service Commission

**EXHIBIT**(trh07a06)

**Opponents' Testimony:**

01:01:06 Tim Ravndal

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

01:02:16 Rep. O'Neil  
01:02:32 Rep. MacLaren

**Closing by Sponsor:**

01:02:58 Rep. MacLaren  
01:03:29 Chairman Vance  
01:03:41 Rep. Squires

**EXECUTIVE ACTION ON HB 60**

01:03:56 **Motion/Vote:** Rep. Vance moved that **HB 60 DO PASS**. Motion carried 11-0 by voice vote. Rep. Smith was excused and did not vote. Rep. Arntzen did not vote.

01:05:06 Chairman Vance  
01:05:12 Rep. Sands  
01:05:34 Chairman Vance

**ADJOURNMENT**

01:06:12                      Chairman Vance adjourned the meeting.

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Stephanie Fletcher, Secretary

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Additional Documents:

**EXHIBIT**([trh07aad.pdf](#))